

AMENDED

Serial No. 51962

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

MAR 30 1988

Date of filing in State Engineer's Office.....

APR 18 1988

Returned to applicant for correction.....

Corrected application filed MAY 04 1988

Map filed MAY 04 1988 under 48257

The applicant NEWMONT GOLD COMPANY

P.O. Box 669

of Carlin

Street and No. or P.O. Box No.

City or Town

Nevada 89822

State and Zip Code No.

hereby make application for permission to change the

the point of diversion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 48329

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground

Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.5 cfs - 1,086 ac.ft

Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling and domestic

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for mining, milling and domestic

Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NW 1/4 NE 1/4 Section 35 T34N, R51E, MDM at a

Describe as being within a 40-acre subdivision of public survey and by course and

point from which the NE corner of said Section 35 bears N 60°47'E 2,304 feet

distance to a section corner. If on unsurveyed land, it should be stated.

distance

6. The existing permitted point of diversion is located within NE 1/4 SE 1/4 Section 36, T34N, R51E,

If point of diversion is not changed, do not answer.

MDM at a point from which the SE corner of said Section 36 bears S5°30'E 2,146

feet.

7. Proposed place of use.....

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

same as existing

8. Existing place of use Section 34, 35, 36, T34N, R51E, MDM; Sections 1, 2, 3, 10 & 11

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or

T33N, R51E, MDM. Section 6 T33N, R52E, MDM.

manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.

Month and Day

Month and Day

10. Use was permitted from January 1 to December 31 of each year.

Month and Day

Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled and cased well equipped with motor,

State manner in which water is to be diverted, i.e. diversion structure, ditches,

pump, and pipeline to place of use.

pipes and flumes, or drilled well, etc.

12. Estimated cost of works 60,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please, use map filed under Permit No. 48329 to support the place of use description under this application.

By /s/ Michael D. Buschelman
5405 Mae Anne Avenue
Reno, Nevada 89523

Compared kr/bk pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 48329 is issued subject to the terms and conditions imposed in said Permit 48329 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The total combined duty of water under Permits 40900, 47962, 48257, 48328, 48330, 48910, 48911, 48912, 49550, 49916, 49962 and 51962 shall not exceed 5110 acre-feet annually.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.5 cubic feet per second, but not to exceed 1086 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 22, 1990

Proof of completion of work shall be filed before March 22, 1990

Application of water to beneficial use shall be made on or before February 22, 1991

Proof of the application of water to beneficial use shall be filed on or before March 22, 1991

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed MAR 23 1990 IN TESTIMONY WHEREOF, I PETER G. MORROS,
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this 12th day of September,

Cultural map filed.....

Certificate No..... Issued.....

2407 (Rev. 6-81)

A.D. 19 88

Peter G. Morros
State Engineer

port
Attested By 57117T 0.5 cfs EXP 4-16-93

(PERMIT TERMS CONTINUED)

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.